

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office. JAN 0 7 1986

Returned to applicant for correction. JAN 1 7 1986

Corrected application filed. Map filed JAN 2 1 1986

The applicant Desert Metals Mining Co.

332 Moran Street of Reno  
Street and No. or P.O. Box No. City or Town

Nevada 89502 hereby make<sup>s</sup> application for permission to change the  
State and Zip Code No. POINT OF DIVERSION

Point of diversion, manner of use, and/or place of use  
of water heretofore appropriated under Permit No. 45438  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and  
identify right in Decree.)

- The source of water is Underground  
Name of stream, lake, underground spring or other source.
- The amount of water to be changed 1.0 CFS  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for Mining, Milling and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for Mining, Milling and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point SE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 32, T. 5 N., R. 33 E., M.D.B. & M.  
Describe as being within a 40-acre subdivision of public survey and by course and  
or at a point from which the SE Corner of said Section 32 bears S. 68° 17 E. a  
distance to a section corner. If on unsurveyed land, it should be stated.  
distance of 1226.80 feet.
- The existing permitted point of diversion is located within SW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 32, T. 5 N. R. 33 E.  
If point of diversion is not changed, do not answer.  
M.D.B. & M.. or at a point from which the SE corner of said section 32 bears  
S. 86° 58' E. a distance of 1668 feet.
- Proposed place of use SW $\frac{1}{4}$  Section 27; S $\frac{1}{2}$  Section 28; S $\frac{1}{2}$  SE $\frac{1}{4}$  Section 29; E $\frac{1}{2}$  Section 32;  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
SW $\frac{1}{4}$  and N $\frac{1}{2}$  Section 33; NW $\frac{1}{4}$  Section 34; All in T. 5 N., R. 33 E., M.D.B. & M.;  
Section 5, T. 4 N., R. 33 E., M.D.B. & M.
- Existing place of use SW $\frac{1}{4}$  Section 27; S $\frac{1}{2}$  Section 28; S $\frac{1}{2}$  SE $\frac{1}{4}$  Section 29; E $\frac{1}{2}$  Section 32;  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
SW $\frac{1}{4}$  and N $\frac{1}{2}$  Section 33; NW $\frac{1}{4}$  Section 34; All in the T. 5 N., R. 33 E., M.D.B. & M.  
manner of use of irrigation permit, describe acreage to be removed from irrigation.  
Section 5, T. 4 N., R. 33 E., M.D.B. & M.
- Use will be from January 1, to December 31 of each year.  
Month and Day Month and Day
- Use was permitted from January 1, to December 31 of each year.  
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Clean Well, Install new Pump, Storage  
State manner in which water is to be diverted, i.e. diversion structure, ditches,  
Tank.  
pipes and flumes, or drilled well, etc.
- Estimated cost of works. \$20,000.00
- Estimated time required to construct works. One year

14. Estimated time required to complete the application of water to beneficial use..... 5 Years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Well is being moved to an existing well completed under # 32334, but permit later cancelled. Moving of point of diversion is necessitated by finding of Archeological items by the B.L.M. 1 CFS not to exceed 14.4 Million gallons Annually.

By s/ M. Douglas Miller  
M. Douglas Miller, Agent  
4070 Bigelow Dr.,  
Carson City, Nevada 89701  
Ph: 882-3534

Compared sb/ tw..... is/se.....

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 45438 is issued subject to the terms and conditions imposed in said Permit 45438 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the Proof of Completion of Work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 14.4 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before December 16, 1986

Proof of completion of work shall be filed before January 16, 1987

Application of water to beneficial use shall be made on or before December 16, 1987

Proof of the application of water to beneficial use shall be filed on or before January 16, 1988

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed FEB 10 1987 IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed..... State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed..... my office, this 3rd day of July

Certificate No..... Issued..... A.D. 1986

2407 (Rev. 6-81) MAR 5 1990 CANCELLED BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER

State Engineer